

Exhibit “1”

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DECLARATION OF MARK H. GUNDERSON, ESQ.

I, Mark H. Gunderson, having first been duly sworn, and under penalty of perjury, state as follows:

4 1. I am over 18 years of age.

5 2. I am an attorney representing Scotia International of Nevada, Inc., a Utah corporation,
6 Warren Barber, an individual, and Max Barber, an individual, the Defendants in the lawsuit filed in
7 the United States District, District of Nevada, Case Number 2:19-cv-02077-JCM-EJY.

8 3. This Declaration is made to supplement the Gunderson Law Firm's Motion to
9 Withdraw as Counsel and pursuant to the Court's order to supplement.

10 4. I was retained in this matter for the purpose of assisting the Defendants in addressing
11 (1) to show cause why they should not be held in contempt and (2) to attempt to set aside the
12 Defendants' deemed admissions to certain Requests for Admissions.

13 5. It was understood by myself and the Defendants that only if we were successful in
14 avoiding contempt and setting aside the deemed admissions would I continue my representation.

15 6. Because we were successful in avoiding contempt but our efforts to set aside the
16 deemed admissions were unsuccessful, I have performed the full scope of the engagement for which
17 I was retained.

18 7. Communications with the Defendants have ceased, and it is difficult to maintain any
19 level of representation of the Defendants. Without reliable timely communication, I will be unable to
20 properly assist the Defendants going forward.

21 8. Given the current posture of the case, the case is concluded pending dispositive orders
22 from the Court.

23 9. I declare under penalty of perjury under the law of the State of Nevada that the
24 foregoing is true and correct.

25 Executed this 15 day of February, 2022


Mark H. Gunderson

Mark H. Gunderson, Esq.